

REMARKS/ARGUMENTS

Favorable reconsideration of this application as presently amended and in light of the following discussion is respectfully requested.

Claims 1-9 are pending in the present application, Claims 5 and 8 having been presently amended.

In the outstanding Office Action, Claims 5 and 8 were rejected under 35 U.S.C. § 112, second paragraph, as being indefinite. Claims 1, 2, and 3 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Atarius (U.S. Pat. No. 6,526,035) in view of Fukawa (U.S. Pat. No. 5,568,654). Claims 4, 6, 7, and 9 were indicated as being allowed.

Applicants acknowledge with appreciation the indication of allowance for Claims 4, 6, 7, and 9.

Regarding the 35 U.S.C. § 112, second paragraph, rejection, the present amendments to Claims 5 and 8 define that the receiver receives a signal, thus clarifying Claims 5 and 8 and overcoming this rejection.

Regarding the rejection based on Atarius, the U.S. filing date of Atarius is June 9, 1998. Applicants priority date based on Japanese Patent Application 10124748 is April 3, 1998. A certified copy of Japanese Patent Application 10124748 is of record, as acknowledged by the Office Action dated December 31, 2002. Submitted herewith is an English translation of the certified copy of Japanese Patent Application 10124748 and a statement that the English translation is accurate. Under M.P.E.P. § 201.15, these measures perfect Applicants' claim to priority and Atarius has been overcome.

Consequently, in light of the above discussion and in view of the present amendment, the present application is believed to be in condition for allowance. An early and favorable action to that effect is respectfully requested.

Respectfully submitted,

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